



10-16-06

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Dated: 13 Oct 2006 Signature: Joyce Dotson  
(Joyce Dotson)

Docket No.: 337348020US4  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Firluk et al.

Application No.: 10/072,700

Confirmation No.: 2530

Filed: February 7, 2002

Art Unit: 3762

For: METHODS AND APPARATUS FOR  
EFFECTUATING A CHANGE IN A  
NEURAL-FUNCTION OF A PATIENT

Examiner: J. R. Jastrzab

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

10/16/2006 HDEMESS1 00000060 10072700  
01 FC:1806 180.00 OP

Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed after the mailing date of a Final Office Action or Notice of Allowance, whichever occurred first, but on or before payment of the Issue Fee (37 CFR 1.97(d)). Applicant(s) hereby petition(s) that the Information Disclosure Statement be considered.

I hereby certify, pursuant to 37 CFR 1.97(e)(2), that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, no item of information contained in this Information Disclosure

Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Copies of the references on the PTO/SB/08 are not provided.

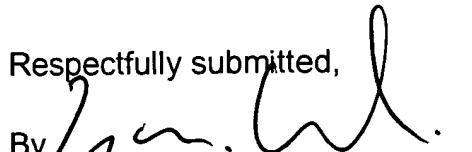
This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information that may be material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Our check in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p) is enclosed. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-0665, under Order No. 337348020US4.

Dated: October 13, 2006

Respectfully submitted,

By   
John M. Wechkin

Registration No.: 42,216  
PERKINS COIE LLP  
P.O. Box 1247  
Seattle, Washington 98111-1247  
(206) 359-8000  
(206) 359-7198 (Fax)  
Attorney for Applicant



PTO/SB/08a/b (07-06)

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Substitute for form 1449A/B/PTO				Complete If Known	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(Use as many sheets as necessary)</i>				Application Number	10/072,700-Conf. #2530
Sheet	1	of	1	Filing Date	February 7, 2002
				First Named Inventor	Andrew D. Firlik
				Art Unit	3762
				Examiner Name	J. R. Jastrzab
				Attorney Docket Number	337348020US4

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US-2004/0131998-A1	07-08-2004	Marom et al.	
		US-2006/0129205	06-15-2006	Boveja et al.	
		US-2006/0173522	08-03-2006	Osorio	
		US-2006/0217782	09-28-2006	Boveja et al.	
		US-3,918,461	11-11-1975	Cooper	
		US-4,340,038	07-20-1982	McKean	
		US-4,702,254	10-27-1987	Zabara	
		US-5,683,422	11-04-1997	Rise	
		US-6,176,242	01-23-2001	Rise	
		US-6,246,912	06-12-2001	Sluijter et al.	
		US-7,006,859	02-28-2006	Osorio et al.	
		US-7,110,820	09-19-2006	Tcheng et al.	

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)			
					T <sup>6</sup>

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NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T <sup>2</sup>

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Examiner Signature		Date Considered
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